

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Application of:

Eileen Heider,
Brian Gaida,
Dave Gilson,
Nat Frampton,
Mike Miller,
Harold Baird,
Erika Valentine,
and
Michael Bearden

Examiner: Dwin M. Craig

Serial No.: 10/064,542

Group Art Unit: 2123

Filed: July 25, 2002

For: SYSTEM AND METHOD
OF MODEL BASED CONTROL

Assistant Commissioner of Patents,
Washington, D.C. 20231

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF APPEALS**

Dear Sir:

Applicant hereby appeals to the Board of Appeals from the Decision of the Primary Examiner mailed September 7, 2006, finally rejecting claims 31 to 49.

The Commissioner is hereby authorized to charge the sum of \$500.00, for filing this Appeal in the above-captioned U.S. Patent Application, as set out in 37 C.F.R. § 41.20(b)(1), to the U.S. Army's Deposit Account No. 19-2201.

Respectfully submitted,

Mailing Address:
U.S. Army ARDEC
Attn: AMSTA-AAR-GCL
R. Beam / Building 3
Picatinny Arsenal
New Jersey 07806-5000

/Robert Charles Beam/
Robert Charles Beam, Esq.
Reg. No. 28,182
Attorney for Applicant
(973) 724-3411